THE HONOUABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 5586 of 2007

Date:18-06-2007

Between:

Smt.Mahmood Begum .. **PETITIONER**

AND

The Commissioner of Police,Hyderabad and five others

..

RESPONDENTS

ORDER:

The petitioner seeks to issue a writ of mandamus directing the respondents not to cause any harassment to the petitioner and her family members by forcibly trespassing into the house bearing No.19-3-694/11, situated at Kumarwadi, Fatehdarwaza, Hyderabad without any lawful authority.

It is the case of the petitioner that to her misfortune her son Ayub Khan was involved in certain cases against whom a rowdy sheet has been opened and therefore, her son was driven out of the house and there are no close relations to maintain by the petitioner and her son viz. Ayub Khan. It is stated that as her son was absconding, the police are unnecessarily interfering with the civil rights of the petitioner and harassing her pressurizing her to produce the said Ayub Khan in the police station.

Learned Government Pleader for Home on instructions submitted that as many as 26 cases are pending against the son of the petitioner and he is absconding and escaping from arrest whenever his presence is required. Therefore, in search of the son of the petitioner only, the police have visited the house of the petitioner and the petitioner was not at all harassed in any manner whatsoever. It is further stated that the son of the petitioner is a rowdy sheeter since 1991 having involved in as many as 26 cases. It is further stated that having received credible information about the notorious activities of the said Ayub Khan and his associates with regard to settle the property disputes, a trap was laid in the vicinity of Afia Plaza, Masab tank, Hyderabad and apprehended the associates of the said Ayub Khan and seized one sword, two daggers, one car and five cell phones from their possession and a case was also registered under the Arms Act. It is stated that the son of the petitioner is a notorious rowdy sheeter and hiding by changing his residential places time to time and efforts are being continued to apprehend him in number of

pending cases.

In view of the above, the police have taken lawful steps to trace the son of the petitioner and in the absence of making any representation about the alleged illegal action of the police to the higher officials, I am of the opinion that no relief can be granted to the petitioner.

Accordingly, the writ petition is dismissed. No costs.

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V.ESWARAIAH, J.

Date:18.06.2007.
ccm